

App. No. 09/893,293

Election under 37 CFR §1.142  
Preliminary amendment under 37 CFR §1.115**AMENDMENTS TO THE CLAIMS**

Please amend the claims as set forth hereinbelow.

**1.-28. (cancelled)**

29. **(currently amended)** A method for acquisition, evaluation, inventory, distribution, and re-sale of pre-owned recorded data products by a data product re-seller, the method comprising the steps of:
- reading data from a data product offered by an owner of the data product;
- comparing data read from the data product with data in a data product information database;
- identifying the data product, if the data product is identified as being listed in the data product information database;
- quantitatively evaluating the integrity of a data set recorded on the data product and computing a data integrity rating for the data product;
- determining a purchase price for the data product to be offered by the re-seller to the owner of the data product, the purchase price being determined based on ~~at least one of~~ the data integrity rating for the data product, inventory information for the data product from a data product inventory database, order information for the data product in a data product order database, ~~-and- or~~ previous purchase and re-sale information for the data product from a data product sales database;
- updating inventory information in response to a purchase of the data product from the owner by the re-seller;
- determining a re-sale price for the data product to be offered by the re-seller to a buyer of the data product, the purchase price being determined based on ~~at least one of~~ the data integrity rating, inventory information, order information, ~~- and- or~~ previous purchase and re-sale information; and
- updating ~~at least one of~~ inventory information, order information, ~~-and- or~~ sales information in response to a re-sale of the data product by the re-seller to the buyer.
30. **(original)** The method of Claim 29, wherein the data product comprises a CD.

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31. **(original)** The method of Claim 29, wherein the data product comprises a DVD.
32. **(currently amended)** The method of Claim 29, wherein the evaluating step:  
comprises at least two of the steps of  
enumerating data subsets that are unreadable,  
enumerating data subsets that are erroneously read and uncorrected, and  
enumerating data subsets that are initially erroneously read and subsequently  
corrected; and  
further comprises the step of computing a data integrity rating for the data set  
using ~~at least one of~~ enumerations of the unreadable data subsets, the  
erroneously-read-and-uncorrected data subsets, ~~and~~ or the erroneously-  
read-and-corrected data subsets.
33. **(original)** The method of Claim 29, wherein the data product includes error  
correction codes, and the evaluating step comprises the steps of:  
enumerating data subsets that are initially erroneously read and subsequently  
corrected; and  
computing a data integrity rating for the data set using enumeration of  
erroneously-read-and-corrected data subsets.
34. **(currently amended)** The method of Claim 29, wherein the data product  
includes error correction codes, and the evaluating step comprises the steps of:  
enumerating data subsets that are initially erroneously read and subsequently  
corrected, and  
determining an over-sampled rating for the erroneously-read-and-corrected  
subsets; and  
computing a data integrity rating for the data set using ~~at least one of~~ enumeration  
of the erroneously-read-and-correct data subsets ~~and~~ or the over-sampled  
rating.
35. **(original)** The method of Claim 29, further comprising the step of prompting a  
user to enter data product information for the data product into the data product  
information database, if the data product is not identified as being listed in the  
product information database.

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the data product is a music CD and the data product databases are music CD databases, and the method further comprises ~~at least one of~~ the steps of reading and storing in the music CD information database any of track information, title, and artist from the CD that is not already stored in the music CD database,

prompting a user to scan cover art of the music CD and storing cover art thus scanned into the music CD information database, if the cover art is not already present in the music CD database,

prompting a user to scan lyrics of the music CD and storing lyrics thus scanned into the music CD information database, if the lyrics are not already present in the music CD database, ~~and~~ or

prompting a user to scan liner notes of the music CD and storing liner notes thus scanned into the music CD information database, if the liner notes are not already present in the music CD database.

**37. (original) The method of Claim 29, wherein:**

the data product is a music CD, and data product information database is a music CD information database; and

the method further comprises the steps of analyzing music data recorded on tracks of the music CD to generate unique track identification data therefor and storing the track identification information in the music CD information database, if the track identification information is not already present in the music CD information database.

**38. (original) The method of Claim 29, further comprising the step of enabling the buyer independently to quantitatively evaluate the integrity of the data set recorded on a re-sold data product and to compute the data integrity rating for the re-sold data product, thereby enabling the buyer to verify the data integrity rating of the re-sold data product and compare it to re-seller-reported data integrity rating.****39.-132. (cancelled)**